

## REMARKS

The Examiner has required an election under 35 U.S.C. § 121 of one of the following inventions:

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|-----------|---|
| Group I   | Claims 1-5, 11-13 and 15-20, drawn to a DNA comprising one or more copies of TRT;         |
| Group II  | Claims 6-10, 11, 12, 14, 15 and 21, drawn to a DNA comprising one or more copies of TRT'; |
| Group III | Claims 22-51, drawn to a method of effecting Tnp I mediated recombination; and            |
| Group IV  | Claim 52, drawn to a method of making a circular DNA vaccine.                             |

In response to the Restriction Requirement, Applicants elect to pursue the subject matter of the claims of group I, claims 1-5, 11-13 and 15-20, drawn to a DNA comprising one or more copies of TRT. Claims 6-10, 14, and 21-52, drawn to non-elected subject matter, have been canceled without prejudice to Applicants' right to pursue the subject matter of the canceled claims in other applications.

Therefore, claims 1-5, 11-13 and 15-20 will be pending upon entry of the instant amendment. A copy of the pending claims, as amended, is provided herewith as Exhibit A. Applicants respectfully request that the amendment and remarks be made of record in the instant application. An early allowance of the application is earnestly requested.

Respectfully submitted,

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